

FISHER & PHILLIPS LLP  
 3200 N. Central Avenue, Suite 1550  
 Phoenix, Arizona 85012-2487  
 (602) 281-3400

Jeffrey D. Winchester, NV Bar No. 10279  
 FISHER & PHILLIPS LLP  
 300 S. Fourth Street, Suite 1500  
 Las Vegas, Nevada 89101  
 Telephone: (702) 252-3131  
 Fax: (702) 252-7411  
 jwinchester@fisherphillips.com

Pavneet Singh Uppal, AZ SBN 016805 (*Admitted Pro Hac Vice*)  
 Kris Leonhardt, AZ SBN 026401 (*Admitted Pro Hac Vice*)  
 Nermana Pehlic, AZ SBN 035240 (*Admitted Pro Hac Vice*)  
 FISHER & PHILLIPS LLP  
 3200 N. Central Avenue, Suite 1550  
 Phoenix, Arizona 85012-2487  
 Telephone: (602) 281-3400  
 Fax: (602) 281-3401  
 puppal@fisherphillips.com  
 kleonhardt@fisherphillips.com  
 Attorneys for Defendants

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

NAVAJO HEALTH FOUNDATION – SAGE  
 MEMORIAL HOSPITAL, INC. (doing business  
 as “Sage Memorial Hospital”); an Arizona non-  
 profit corporation

Plaintiff,

v.

RAZAGHI DEVELOPMENT COMPANY,  
 LLC; a Nevada limited liability company (doing  
 business as “Razaghi Healthcare”), et al.,

Defendants.

Case No. 2:19-cv-00329-GMN-EJY

**JOINT STIPULATION FOR  
LIMITED STAY OF DISCOVERY**

The Parties HEREBY STIPULATE AND AGREE to a limited stay of discovery in  
 the above-entitled matter, including a limited stay of discovery regarding Plaintiff’s claims  
 and Defendants’ defenses, counter-claims, and third-party claims until completion of

1 dispositive motion briefing on Defendants' Motion to Dismiss Second Amended Complaint  
2 (ECF No. 147).

3 As this Court is aware, the Parties previously briefed the issue of a stay of discovery  
4 and said stay of discovery was granted by the Court in December 2020 (ECF Nos. 114, 117).  
5 Thereafter, the Court dismissed Plaintiff's Complaint on March 15, 2021 (ECF No. 128),  
6 and Plaintiff filed its Second Amended Complaint on August 2, 2021 (ECF No. 144).  
7 Defendants have now moved to dismiss the Second Amended Complaint in its entirety (ECF  
8 No. 147), including all claims asserted therein.

9 The Parties met and conferred on the issue of discovery in this matter and have  
10 agreed that a *limited* continued stay of discovery is appropriate up to and including the time  
11 that dispositive motion briefing has completed. The Parties submit that that this limited,  
12 narrowly tailored stay will allow each side to participate in substantive, complex dispositive  
13 motion briefing, will allow the Parties and the Court to conserve resources while  
14 determining which claims shall proceed past the pleading stage, and will allow the Court a  
15 better opportunity to assess the factors set forth in *Tradebay, LLC v. eBay, Inc.*, 278 F.R.D.  
16 597 (D. Nev. 2011) should an additional, more comprehensive stay of discovery be  
17 requested. The Parties submit that this request invokes the Court's wide discretion in  
18 controlling discovery and is keeping with the principles of Rule 1 which requires a "just,  
19 speedy, and inexpensive determination of every action and proceeding" as the touchstone  
20 of federal procedure. Fed. R. Civ. P. Rule 1.

21 For the reasons set forth above, the Parties ask the Court to approve this stipulation  
22 for a limited stay of discovery on all claims submitted by Plaintiff and all defenses, counter-  
23 claims, and third-party claims filed by Defendants, up to and including the date in which  
24 dispositive motion briefing is completed regarding Defendants' Motion to Dismiss

1 Plaintiff's Second Amended Complaint. The Parties shall within 30 days thereafter submit  
2 a joint case management report and proposed discovery plan or separately move this Court  
3 for an additional stay of discovery.

4 RESPECTFULLY SUBMITTED this 29th day of October 2021.

5 JENNER & BLOCK LLP

FISHER & PHILLIPS LLP

6 /s/ Douglass A. Mitchell (with permission)  
7 Douglass A Mitchell  
1099 New York Avenue, N.S., Suite 900  
8 Washington, DC 20001  
Attorneys for Plaintiff

/s/ Kris Leonhardt  
Pavneet Singh Uppal  
(Admitted Pro Hac Vice)  
Kris Leonhardt (Admitted Pro Hac Vice)  
3200 N. Central Avenue, Suite 1550  
Phoenix, Arizona 85012-2487  
Attorneys for Defendants

11 IT IS SO ORDERED:

12   
13 UNITED STATES MAGISTRATE JUDGE

14 Dated: November 1, 2021

FISHER & PHILLIPS LLP  
3200 N. Central Avenue, Suite 1550  
Phoenix, Arizona 85012-2487  
(602) 281-3400